

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2010-118085-001 DT

07/05/2011

HONORABLE JOSEPH C. WELTY

CLERK OF THE COURT  
D. McGraw  
Deputy

STATE OF ARIZONA

THOMAS MCDERMOTT  
AARON HARDER

v.

MICHAEL JOHN JAKSCHT (001)

ROBYN GREENBERG VARCOE  
JENNIFER L WILLMOTT

VICTIM SERVICES DIV-CA-CCC

TRIAL MINUTE ENTRY  
DAY 11

Prior to commencement of today's proceeding, State's exhibits 446 through 492 are marked for identification.

State's Attorney:	Thomas McDermott and Aaron Harder
Defendant's Attorney:	Robyn Greenberg Varcoe and Jennifer L. Willmott
Defendant:	Present
Court Reporter:	Lydia Estrada-Gray

10:31 a.m. Trial to a jury continues from June 21, 2011. The jury is not present.

Discussion is held regarding procedural issues.

Both sides announce ready.

10:35 a.m. The jury is present.

The State's case continues:

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2010-118085-001 DT

07/05/2011

John Musselman, having previously been sworn, resumes the stand and testifies further.

The Court receives questions from the jury; same are discussed between the Court and counsel and asked of the witness.

FILED: Juror Question forms (66, 67, and 68)

The witness is excused, subject to recall.

Michael Pacheco is sworn and testifies.

11:59 a.m. The jury is reminded of previous admonitions and is excused from the courtroom. The court stands at recess.

1:35 p.m. Court reconvenes with the Defendant and respective counsel present. The jury is not present.

Court Reporter, Lydia Estrada-Gray, is present.

Discussion is held regarding procedural issues and Defendant's objections to State's exhibits 26, 28, 33, 36, 38, 39, 102, 106, 473, and 475.

For the reasons set forth on the record,

IT IS ORDERED overruling Defendant's objections to the above-noted exhibits with respect to the photographs being overly grotesque.

Both sides announce ready.

1:43 p.m. The jury is present in the courtroom.

Michael Pacheco resumes the stand and testifies further.

State's exhibit 493 is marked for identification.

State's exhibits 446 through 471 are received in evidence.

2:58 p.m. The jury is reminded of previous admonitions and is excused from the courtroom. The court stands at recess.

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2010-118085-001 DT

07/05/2011

3:21 p.m. Court reconvenes with the Defendant and respective counsel present. The jury is not present.

Court Reporter, Lydia Estrada-Gray, is present.

Both sides announce ready.

3:23 p.m. The jury is present.

Michael Pacheco resumes the stand and testifies further.

Defendant's exhibit 494 is marked for identification.

4:29 p.m. The jury is reminded of previous admonitions and is excused from the courtroom. Court remains in session.

Discussion is held regarding witness scheduling.

The Court has received Defendant's Legal Memorandum and Notice of Offer of Proof Regarding Motive and Bias of State's Witness Dr. Barry Logan With Attachments.

IT IS ORDERED that the State file a Response to the Defendant's Legal Memorandum and Notice **by close of business, Friday, July 9, 2011.**

4:32 p.m. The court stands at recess until July 6, 2011, at 10:30 a.m.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>. Attorneys are encourage to review Supreme Court Administrative Orders 2010-117 and 2011-10 to determine their mandatory participating in eFiling through AZTurboCourt